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**ELECTRONIC TRANSMISSION****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No.	:	10/051,870	Confirmation No.	:	7930
Applicant	:	Timothy Machold			
Filed	:	1/16/2002			
Art Unit	:	3763			
Patent No.	:	7,077,825			
Issue Date	:	07/18/2006			
Docket No.:	:	RADME-58551			
Customer No.	:	24201			

BOX M FEE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**PAYMENT OF DEFICIENT MAINTENANCE FEE AND**  
**LOSS OF SMALL ENTITY STATUS UNDER 37 C.F.R. §1.28(c)**

Dear Sir:

In a communication electronically filed May 17, 2010 (EFS ID 7629438),  
 Applicant/Owner notified the U.S. Patent and Trademark Office, in accordance with the  
 requirements under 37 C.F.R. § 1.27(g)(2), that it is no longer entitled to small entity status as of  
 May 6, 2010.

Applicant/Owner recently discovered that a payment of deficiency is owed under 37  
 C.F.R. §1.28(c) for the subject patent. The deficiency owed, resulting from the previous  
 erroneous payment of small entity fees, is being submitted electronically by credit card payment  
 with this communication.

06/30/2010 MEANGURA 00000077 7077825

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FULWIDER • PATTON LLP

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 6060 CENTER DRIVE, TENTH FLOOR  
 LOS ANGELES, CALIFORNIA 90045  
 (310) 824-5555 • (310) 824-9696 FAX

FACSIMILE TRANSMISSION

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Date: June 28, 2010

	<u>Telephone</u>	<u>Facsimile</u>
To: MAINTENANCE FEE USPTO		571-273-6500

## CONFIDENTIALITY NOTICE

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From: John K. Fitzgerald	
Re: U.S. Patent No. 7077825 Payment of Maintenance	Client/Matter: RADME-58551

Number of pages (Incl. this page): 7

If You Do Not Receive All Pages, Please Call V. Monica Mandel at (310) 824-5555, Ext. 715

Original to follow       Original will NOT follow

## COMMENTS/MESSAGE:

Attached are the following:

1. Payment of Deficient Maintenance Fee and Loss of Small Entity Status Under 37 CFR 1.28(c)
2. Credit Card Payment Form PTO-2038
3. Acknowledgement Receipt-7629438
4. Notification of Loss of Entitlement to Small Entity Status 37 CFR 1.27(g)(2)

The calculation of the deficiency is shown below:

Filing Date of Original Paper/Fee	Type of Fee Paid	Column A Current fee amount as a large entity	Column B Amount originally paid	Deficiency (based on current fee amount) (Col. A minus Col. B)
01/19/2010	4 <sup>th</sup> year Maintenance Fee	\$980	\$490	\$490
			<b>TOTAL</b>	<b>\$490</b>

The Commissioner is authorized to credit any overpayment or charge any additional fees in this matter to our Deposit Account No. 06-2425.

Date: June 28, 2010

Respectfully submitted,

FULWIDER PATTON LLP

By: /john k. fitzgerald/  
John K. Fitzgerald  
Registration No. 38,881

JKF:vmm  
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6060 Center Drive, Tenth Floor  
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407393.1

**Acknowledgement Receipt**

The USPTO has received your submission at **19:53:59** Eastern Time on **17-MAY-2010**.

No fees have been paid for this submission. Please remember to pay any required fees on time to prevent abandonment of your application.

**eFiled Application Information**

EFS ID	7629438	<b>RECEIVED</b>  <b>JUL 02 2010</b>
Application Number	10051870	
Confirmation Number	7930	
Title	METHOD FOR GASTRIC COOLING USING BALLOON CATHETER	
First Named Inventor	Paul M. Stull	<b>OFFICE OF PETITIONS</b>
Customer Number or Correspondence Address	24201	
Filed By	John Kenneth Fitzgerald/V. Monica Mandel	
Attorney Docket Number	RADME-58551	
Filing Date	16-JAN-2002	<b>17-MAY-2010</b>
Receipt Date	17-MAY-2010	
Application Type	Utility under 35 USC 111 (a)	

**Application Details**

Submitted Files	Page Count	Document Description	File Size	Warnings
LOSS_SMALL_ENT_RADME-58551.pdf	1	Miscellaneous Incoming Letter	49287 bytes	◆ PASS

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

**New Applications Under 35 U.S.C. 111**

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

**National Stage of an International Application under 35 U.S.C. 371**

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 Indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

**New International Application Filed with the USPTO as a Receiving Office**

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this

## Patent Electronic Filing

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Acknowledgement Receipt will establish the international filing date of the application.

If you need help:

- Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail [EBC@uspto.gov](mailto:EBC@uspto.gov) for specific questions about Patent e-Filing.
- Send general questions about USPTO programs to the [USPTO Contact Center \(UCC\)](#).
- If you experience technical difficulties or problems with this application, please report them via e-mail to [Electronic Business Support](#) or call 1 800-786-9199.

**ELECTRONIC TRANSMISSION****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/051,870  
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 Art Unit : 3763  
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**NOTIFICATION OF LOSS OF ENTITLEMENT TO**  
**SMALL ENTITY STATUS (37 C.F.R. §1.27(g)(2))**

Dear Sir:

Applicant hereby notifies the U.S. Patent and Trademark Office, in accordance with the requirements under 37 C.F.R. § 1.27(g)(2), that it is no longer entitled to small entity status as of May 6, 2010.

If any fees are required, please charge our Deposit Account No. 06-2425.

Date: May 17, 2010

Respectfully submitted,

FULWIDER PATTON LLP

By: /john k. fitzgerald/  
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